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5 Attorney for Defendant,
6 Lorenzo Garcia

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 vs.

No. CR-11-00558-LHK
CR-11-00559-LHK
CR-11-00560-LHK
CR-11-00706-LHK

13 STIPULATION TO CONTINUE
14 AND EXCLUDE TIME
15 PROPOSED ORDER

16 LORENZO SRAEL GARCIA, and
17 MICHAEL LEON RUELAS
18 Defendants.

19 _____/
20 THE ABOVE LISTED PARTIES STIPULATE AS FOLLOW:

21 Defendants Garcia and Ruelas are scheduled to be sentenced
22 before the Honorable Lucy H. Koh on 2/13/13 at 9:00 a.m. The
23 parties require a continuance to allow for the completion of the
24 U.S. Probation pre-sentencing report. After communications with
25 the parties and the United States Probation Officer preparing the
26 reports it appears that March 27, 2013 would be an appropriate
27 date for sentencing.
28

1
2 The parties respectfully request that the Court continue
3 defendants' sentencing from February 13, 2013 to March 27, 2013
4 9:00 a.m.

5 IT IS SO STIPULATED

6 /s/

7 Dated: 2/1/13

8 _____
9 Jack Gordon
Attorney for Def. Garcia

10 /s/

11 Dated: 2/1/13

12 _____
13 Thomas O'Connell
Assistant U.S. Attorney

14 /s/

15 Dated: 2/1/13

16 _____
17 Varrell Fuller
Attorney for Def. Smith

18 [PROPOSED] ORDER

19 Having considered the stipulation of the parties, and good
20 cause appearing, the Court orders that the sentencing hearing for
21 defendants Lorenzo Garcia and Michael Ruelas be continued from
22 February 13, 2013 to March 27, 2013 at 9:00 a.m. and that the
23 intervening time be excluded under the Speedy Trial Act.

24 IT IS SO ORDERED.

25 DATED: 2/04/13

26 
27 _____
28 The Honorable Lucy Koh
District Court Judge